(2) (4)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR

WP(S) No. 3579 **OF 2006** SINGLE BENCH

PETITIONER

Smt. Chandralata Rai
Aged about 49 years
W/o Dr. P.K.Rai
Occupation: Service
Working as Project Officer
Integrated Child Development Project
Block Podi Uproda, Tehsil Katghora
District Korba, Chhattisgarh

V E R S U S

RESPONDENTS

1. State of Chhattisgarh
Through Secretary
Government of Chhattisgarh
Department of Women and Child
Development, Mantralaya
DKS Bhawan, Raipur, Chhattisgarh

2. Director, Directorate of
Women and Child Development
Raipur, Chhattisgarh

3. Shri Ravi Kumar Sharma
Project Officer
Integrated Child Development
Project, Takhatpur, District Bilaspur
Chhattisgarh

P.R. No. 3650/06
Presented by Shri Gajendra Sahu
dated 21/12/06

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF A WRIT IN THE NATURE OF CERTIORARI, MANDAMUS, ORDER OR DIRECTION OR THE LIKE.

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(31)

मामला क्रमांक ....WP 3579/06.... **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

20.7.2006

Shri Ranbir Singh Marhas, Advocate for the petitioner.

Shri Sumesh Bajaj, Government Advocate for respondent Nos.1 & 2 on advance copy.

Heard.

By this petition the petitioner, who is working as Project Officer Integrated Child Development Project, Block Podi Uproda, Tehsil Kathghora, District Korba, has challenged her transfer order dated 6.7.2006 (Annexure P-1) whereby she has been transferred to Bakawand, District Bastar.

The main ground of challenge is that the petitioner is heart patient, she is regularly taking treatment at CIMS, Bilaspur and she has been transferred at the distance of 650 kms from Korba and even at present the petitioner is hospitalized. Being a heart patient it is not possible for the petitioner to join and perform her duties at Bakawand, District Bastar and for which she has already made representation (Annexure P-5) to the Under Secretary, Department of Women & Child Development, Raipur.

Learned counsel for the petitioner submitted that looking to the health condition of the petitioner and being a female employee, she may be allowed to make a representation to respondent No.2 and in turn

P.T.O.

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(32)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ..... सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

respondent No.2 be directed to decide the same in accordance with law, to which learned Government Advocate for the State has no objection.

Having heard learned counsel for the parties and having regard to the facts and circumstances of the case, without expressing any opinion on the merit of the case, the petitioner is allowed to make a detailed representation to respondent No.2 within 10 days from today along with copy of this petition and in turn, respondent No.2 to decide the representation of petitioner within 30 days from the date of receipt of the representation after considering all the points raised by the petitioner in accordance with law. Till the decision of the representation, the effect and operation of impugned order dated 6.7.2006 (Annexure P-1) in respect of the petitioner shall remain stayed.

With the direction aforesaid, the petition stands disposed of.

Consequently, M.(W.)P. No.2768/2006 & I.A. No.6934/06 also stands disposed of.

Certified copy as per rules.

Sd/-
L.C. Bhadoo
Judge

P.T.O.